



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION VIII
999 18th STREET - SUITE 500
DENVER, COLORADO 80202-2466

Public Notice

Public notice is hereby given in accordance with the provisions of §1413 of the Safe Drinking Water Act as amended, 42 U.S.C. 300g-2, and 40 CFR Part 142, Subpart B-Primary Enforcement Responsibility, that the State of North Dakota has revised its Public Water System Supervision (PWSS) Primacy Program. North Dakota's PWSS program, administered by the North Dakota Department of Health (NDDH), has adopted regulations for Public Water System Definition Rule, Administrative Penalty Authority Rule, Consumer Confidence Report Rule, Variances and Exemptions Rule, Interim Enhanced Surface Water Treatment Rule, and Disinfectant/Disinfection Byproducts Rule that correspond to the National Primary Drinking Water Regulations (NPDWR) in 40 CFR Part 141, Subpart O. The Environmental Protection Agency (EPA) has completed its review of North Dakota's primacy revisions and has determined that they are no less stringent than the NPDWRs. EPA therefore approves North Dakota's primacy revisions for Public Water System Definition Rule, Administrative Penalty Authority Rule, Consumer Confidence Report Rule, Variances and Exemptions Rule, Interim Enhanced Surface Water Treatment Rule, and Disinfectant/Disinfection Byproducts Rule under the PWSS primacy program for lands within the State of North Dakota, except for Indian country as defined in 18 U.S.C. 1151.

How Does Today's Action Affect Indian Country (18 U.S.C. 115) in North Dakota?

North Dakota is not authorized to carry out its primacy program in Indian country, as defined in 18 U.S.C. 1151. This includes:

1. Lands within the exterior boundaries of the following Indian Reservations located within or abutting the State of North Dakota:
 - a. Fort Totten Indian Reservation
 - b. Fort Berthold Indian Reservation
 - c. Standing Rock Indian Reservation
 - d. Turtle Mountain Indian Reservation
2. Any land held in trust by the U.S. for an Indian tribe, and
3. Any other land, whether on or off a reservation that qualifies as Indian country.

Therefore, this action has no effect in Indian country where EPA will continue to implement and administer the Drinking Water program in these lands.

In excluding Indian country from the scope of this program revision, we are not making a determination that the State either has adequate jurisdiction or lacks jurisdiction over sources in Indian country. Should the State of North Dakota choose to seek program authorization within Indian country, it may do so without prejudice. Before EPA would approve the State's program for any portion of Indian country, we must be satisfied that the State has authority, either pursuant to explicit congressional authorization or

applicable principles of Federal Indian law, to enforce its laws against existing and potential pollution sources within any geographical area for which it seeks program approval and that such approval would constitute sound administrative practice.

Any interested parties are invited to submit written comments on this determination and may request a public hearing within 30 days of this publication. The Federal Register Public Notice was published on August 15, 2003, with a comment deadline of September 15, 2003. However, in order to accommodate a full 30 day public notice period via this publication, EPA is extending this deadline until October 15, 2003. If a public hearing is requested and granted, this determination shall not become effective until such time following the hearing that the EPA Regional Administrator issues an order affirming or rescinding this action.

Requests for a public hearing should be addressed to:

Stephen S. Tuber, Assistant Regional Administrator
c/o Anthony Q. DeLoach, 8P-W-MS
U.S. Environmental Protection Agency, Region VIII
999 18th Street, Suite 300
Denver, CO 80202-2466.

Frivolous or insubstantial requests for a hearing may be denied by the Regional Administrator. However, if a substantial request is made within the time-frame indicated, a public hearing will be held.

Any request for a public hearing shall include the following: (1) the name, address, and telephone number of the individual, organization, or other entity requesting the hearing; (2) a brief statement of the requesting person's interest in the Regional Administrator's determination and of information that the requesting person intends to

submit at the hearing; and (3) the signature of the individual making the request, or, if the request is made on behalf of an organization or other entity, the signature of the responsible official of the organization or other entity.

Notice of any hearing shall be given not less than fifteen (15) days prior to the time scheduled for the hearing. Such notice will be made by the Regional Administrator in the Federal Register and in newspapers of general circulation in the State of North Dakota. A notice will also be sent to the person(s) requesting the hearing as well as to the State of North Dakota. The hearing notice will include a statement of purpose, information regarding time and location, and the address and telephone number where interested persons may obtain further information. The Regional Administrator will issue an order affirming or rescinding his determination upon review of the hearing record. Should the determination be affirmed, it will become effective as of the date of the order.

Should no timely and appropriate request for a hearing be received, and the Regional Administrator does not elect to hold a hearing on his own motion, this determination shall become effective 30 days after publication in the Federal Register [the Federal Register Public Notice was published on August 15, 2003, however, comments to EPA, Region 8, may be submitted until October 15, 2003]. Please bring this notice to the attention of any persons known by you to have an interest in this determination.

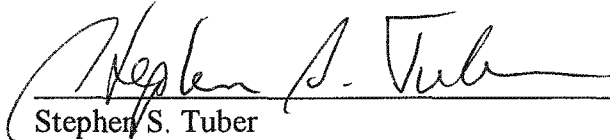
All documents relating to this determination are available for inspection at the following locations:

1. USEPA Region VIII
Drinking Water Branch
999 18th Street (4th floor)
Denver, CO 80202-2466
2. North Dakota Department of Health
Environmental Health Section
P.O. Box 5520
Bismarck, ND 58506-5520

For Further Information Contact:

Anthony Q. DeLoach, 8P-W-MS
Drinking Water Branch
USEPA Region VIII
999 18th Street, Suite 300
Denver, CO 80202-2466
303-312-6070

DATED: SEP 11 2003



Stephen S. Tuber
Assistant Regional Administrator
Office of Partnerships and Regulatory Assistance
USEPA Region VIII

B. How Does Today's Action Affect Indian Country (18 U.S.C. 1151) in South Dakota?

South Dakota is not authorized to carry out its PWSS program in Indian Country, as defined in 18 U.S.C. 1151. This includes:

1. Lands within the exterior boundaries of the following Indian reservations located within or abutting the State of South Dakota.

- a. Cheyenne River Indian Reservation;
- b. Crow Creek Indian Reservation;
- c. Flandreau Indian Reservation;
- d. Lower Brule Indian Reservation;
- e. Pine Ridge Indian Reservation;
- f. Rosebud Indian Reservation;
- g. Standing Rock Indian Reservation;

and

- h. Yankton Indian Reservation.

2. Any land held in trust by the United States for an Indian tribe, and

3. Any other areas which are "Indian country" within the meaning of 18 U.S.C. 1151.

C. Requesting a Hearing and Submitting Written Comments.

Any request for a public hearing shall include the following: (1) The name, address, and telephone number of the individual, organization, or other entity requesting; (2) a brief statement of the requesting person's interest in the RA's determination and of information that the requesting person intends to submit at such hearing; and (3) the signature of the individual making the request, or, if the request is made on behalf of an organization or other entity, the signature of the responsible official of the organization or other entity.

Notice of any hearing shall be given not less than fifteen (15) days prior to the time scheduled for the hearing. Such notice will be made by the RA in the *Federal Register* and in newspapers of general circulation in the State of South Dakota. A notice will also be sent to the person(s) requesting the hearing as well as to the State of South Dakota. The hearing notice will include a statement of purpose, information regarding time and location, and the address and telephone number where interested persons may obtain further information. The RA will issue the final determination upon review of the hearing record.

Frivolous or insubstantial requests for a hearing may be denied by the RA. However, if a substantial request is made within thirty (30) days after this notice, a public hearing will be held.

Please bring this notice to the attention of any persons known by you to have an interest in this determination.

Dated: August 1, 2003.

Robert E. Roberts,

Regional Administrator, Region 8.

[FR Doc. 03-20892 Filed 8-14-03; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[FRL-7545-2]

Public Water System Supervision Program Revision for the State of North Dakota

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The State of North Dakota has revised its Public Water System Supervision (PWSS) primacy program by adopting regulations for the Public Water System Definition Rule, Administrative Penalty Authority Rule, Consumer Confidence Report Rule (CCR), Variances and Exemptions Rule, Interim Enhanced Surface Water Treatment Rule (IESWTR), and Disinfectants/Disinfection Byproducts Rule (D/DBPR). Having determined that these revisions meet all pertinent requirements in the Safe Drinking Water Act (SDWA), and EPA's implementing regulations, the EPA approves them.

Today's approval action does not extend to public water systems in Indian Country. Please see **SUPPLEMENTARY INFORMATION**, Item B.

DATES: Any member of the public is invited to submit written comments and/or request a public hearing on this determination by September 15, 2003. Please see **SUPPLEMENTARY INFORMATION**, Item C, for information on submitting comments and requesting a hearing. If no hearing is requested or granted, then this action shall become effective September 15, 2003. If a public hearing is requested and granted, then this determination shall not become effective until such time following the hearing as the Regional Administrator (RA) issues an order affirming or rescinding this action.

ADDRESSES: Written comments and requests for a public hearing should be addressed to: Robert E. Roberts, Regional Administrator, c/o Anthony Q. DeLoach (8P-W-MS), U.S. EPA, Region 8, 999 18th Street, Suite 300, Denver, CO 80202-2466.

All documents relating to this determination are available for inspection at the following locations: (1) U.S. EPA, Region 8, Municipal Systems Unit, 999 18th Street (4th Floor), Denver, CO 80202-2466; (2) North

Dakota Department of Health, Environmental Health Section, P.O. Box 5520 Bismarck, ND 58506-5520.

FOR FURTHER INFORMATION CONTACT:

Anthony Q. DeLoach, Municipal Systems Unit, EPA, Region 8 (8P-W-MS), 999 18th Street, Suite 300, Denver, CO 80202-2466, 303-312-6070.

SUPPLEMENTARY INFORMATION: EPA approved North Dakota's application for assuming primary enforcement authority for the PWSS program, pursuant to section 1413 of SDWA, 42 U.S.C. 300g-2, and 40 CFR part 142. NDDH administers North Dakota's PWSS program. The State of North Dakota has revised its PWSS primacy program by adopting regulations for the Public Water System Definition Rule, Administrative Penalty Authority Rule, CCR, Variances and Exemptions Rule, IESWTR, and D/DBPR that correspond to regulations for 40 CFR part 141, subpart O.

A. Why Are Revisions to State Programs Necessary?

States with primary PWSS enforcement authority (see 40 CFR 142.10(a)) must comply with the requirements of 40 CFR part 142 for maintaining primacy. They must adopt regulations that are at least as stringent as NPDWRs at 40 CFR part 141. Changes to state programs may be necessary as federal primacy requirements change, as states must adopt all new and revised NPDWRs in order to retain primacy.

B. How Does Today's Action Affect Indian Country (18 U.S.C. 115) in North Dakota?

North Dakota is not authorized to carry out its primacy program in Indian country, as defined in 18 U.S.C. 1151. This includes:

1. Lands within the exterior boundaries of the following Indian Reservations located within or abutting the State of North Dakota:

- a. Fort Totten Indian Reservation;
- b. Fort Berthold Indian Reservation;
- c. Standing Rock Indian Reservation;
- d. Turtle Mountain Indian

Reservation;

2. Any land held in trust by the U.S. for an Indian tribe, and

3. Any other land, whether on or off a reservation that qualifies as Indian country.

Therefore, this action has no effect in Indian country where EPA will continue to implement and administer the Drinking Water program in these lands.

C. Requesting a Hearing and Submitting Written Comments.

Any request for a public hearing shall include the following: (1) The name,

address, and telephone number of the individual, organization, or other entity requesting a hearing; (2) A brief statement of the requesting person's interest in the RA's determination and of information that the requesting person intends to submit at such hearing; and (3) the signature of the individual making the request, or, if the request is made on behalf of an organization or other entity, the signature of the responsible official of the organization or other entity.

Notice of any hearing shall be given not less than fifteen (15) days prior to the time scheduled for the hearing. Such notice will be made by the RA in the *Federal Register* and in newspapers of general circulation in the State of North Dakota. A notice will also be sent to the person(s) requesting the hearing as well as to the State of North Dakota. The hearing notice will include a statement of purpose, information regarding time and location, and the address and telephone number where interested persons may obtain further information. A final determination will be made upon review of the hearing record.

Frivolous or insubstantial requests for a hearing may be denied by the RA. However, if a substantial request is made within thirty (30) days after this notice, a public hearing will be held.

Please bring this notice to the attention of any persons known by you to have an interest in this determination.

Dated: July 30, 2003.

Robert E. Roberts,

Regional Administrator, Region 8.

[FR Doc. 03-20893 Filed 8-14-03; 8:45 am]

BILLING CODE 5660-50-P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Medicare and Medicaid Services

[Document Identifier: CMS-10095]

Agency Information Collection Activities: Proposed Collection; Comment Request

Agency: Centers for Medicare and Medicaid Services.

In compliance with the requirement of section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, the Centers for Medicare and Medicaid Services (CMS) (formerly known as the Health Care Financing Administration (CMS)), Department of Health and Human Services, is publishing the following summary of proposed collections for public comment.

Interested persons are invited to send comments regarding this burden estimate or any other aspect of this collection of information, including any of the following subjects: (1) The necessity and utility of the proposed information collection for the proper performance of the agency's functions; (2) the accuracy of the estimated burden; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) the use of automated collection techniques or other forms of information technology to minimize the information collection burden.

1. *Type of Information Collection Request:* New Collection; *Title of Information Collection:* "Detailed Explanation of Non-Coverage" 42 CFR 422.626(e)(1), and "Important Message of Non-Coverage" 42 CFR 625(b)(1); *Form No.:* CMS-10095 (OMB# 0938-NEW); *Use:* Pursuant of 42 CFR 422.624(b)(1), providers in skilled nursing facilities, home health agencies, and comprehensive outpatient rehabilitation facilities must deliver to M+C enrollees a 2-day advance notice of termination of services. Per requirements at 42 CFR 422.626(e)(1), M+C organizations must deliver detailed notices to the QIO and enrollees upon request for appeal of the termination of services. These notices fulfill the regulatory requirement; *Frequency:* Other: distribution; *Affected Public:* Business or other-for-profit, Not-for-profit institutions, Federal Government, and Individuals or Households.; *Number of Respondents:* 155; *Total Annual Responses:* 12,000; *Total Annual Hours:* 18,000.

To obtain copies of the supporting statement and any related forms for the proposed paperwork collections referenced above, access CMS's Web Site address at <http://cms.hhs.gov/regulations/pra/default.asp>, or e-mail your request, including your address, phone number, OMB number, and CMS document identifier, to Paperwork@cms.hhs.gov, or call the Reports Clearance Office on (410) 786-1326. Written comments and recommendations for the proposed information collections must be mailed within 60 days of this notice directly to the CMS Paperwork Clearance Officer designated at the following address: CMS, Office of Strategic Operations and Regulatory Affairs, Division of Regulations Development and Issuances, Attention: Dawn Willingham, Room: C5-14-03, 7500 Security Boulevard, Baltimore, Maryland 21244-1850.

Dated: August 7, 2003.

Dawn Willingham,

Acting CMS Reports Clearance Officer, Division of Regulations Development and Issuances, Office of Strategic Operations and Strategic Affairs.

[FR Doc. 03-20816 Filed 8-14-03; 8:45 am]

BILLING CODE 4120-03-P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Administration for Children and Families

Proposed Information Collection Activity; Comment Request

Proposed Projects

Title: HHS/ACF Rural Welfare-to-Work Strategies Demonstration Evaluation Project 30-Month Survey
OMB No.: New collection

Description: The Rural Welfare-to-Work Strategies Demonstration Evaluation Project, which was developed and funded by the Administration for Children and Families (ACF) of the U.S. Department of Health and Human Services (HHS), is a national evaluation to determine the benefits and cost-effectiveness of methods designed to aid current or former Temporary Assistance for Needy Families (TANF) recipients or other low-income families as the transition from welfare to the employment arena. This evaluation addresses four research questions:

- What are the issues and challenges associated with operating the new welfare-to-work services and policy approaches being studied?

- How effective are the welfare-to-work programs under the project in increasing employment and earnings and in improving other measures?

- What are the net costs of the welfare-to-work programs, and do the programs' benefits outweigh the costs?

- What approaches should policymakers and program managers consider in designing strategies to improve the efficacy of welfare-to-work strategies for families in rural areas?

The evaluation employs a multi-pronged approach to answer the research questions. These approaches include: (1) an impact study, which will examine the differences between control and intervention groups with respect to factors such as employment rates, earnings, and welfare receipt; (2) a cost-benefit analysis, which will calculate estimates of net program cost-effectiveness; and (3) an in-depth process study, which will identify implementation issues and challenges,